

120644-1

REMARKS

Claims 1 – 50 are pending in the present application. Claims 46, 48, and 50 have been amended, and Claims 51 and 52 have been added, leaving Claims 1 - 52 for consideration upon entering the present amendment. The claims have been amended for clarity and consistency of language. Support for new Claim 51 can at least be found in Paragraph [0039]. Support for new Claim 52 can at least be found in originally filed Claim 20. Paragraphs [0019] and [0074] have been amended to correct typographical errors. Support for the amendment can at least be found in the Provisional Application Serial No. 60/316,126. No new matter has been introduced by these amendments. Allowance of the claims is respectfully requested.

With respect to the Examiner's reasons for allowance dated October 6, 2003, Applicants note that, U.S. Patent No. 5,053,288 to Hashimoto et al. was discussed. "US 5,053,288 discloses a medium comprising a substrate, a dielectric layer, a recording layer, an organic protective layer, and an inorganic protective layer where the tilt of the medium is negligible when exposed to humidity over time." (Notice of Allowability, page 2) Hashimoto et al., however, do not teach, discuss, or suggest exposure to humidity over time. As discussed in Amendment A submitted July 15, 2003, Hashimoto et al. subject a media to an accelerated deterioration test at 60°C and 90% RH. The test showed that "*after* 1000 hours exposure to an atmosphere at 60°C and 90% RH, the mediums were not warped...". (Col. 13, lines 45 – 48; *emphasis added*) In other words, Hashimoto et al. determined tilt *after* a particular test treatment; i.e., at a point in time. They do not teach a radial deviation *over time*. It is also noted that tilt and radial deviation are not equivalents.

Applicants would also like to note that Applicants claim: a storage media comprising a plastic substrate having a composition different from an optical layer composition, with a reflective layer between the optical layer and the substrate. The storage media has a radial deviation over time, of less than or equal to about 1.15 degrees at a radius of 55 mm. (Claim 1)

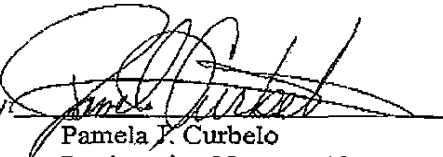
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It is believed that the foregoing claims are novel and non-obvious over the art of record.
Allowance of the claims is requested.

If there are any additional charges with respect to this Amendment, the Comments on the
Reasons for Allowance, or otherwise, please charge them to Deposit Account No. 07-0862.

Respectfully submitted,

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